



State of Tennessee Department of Children's Services

## **Administrative Policies and Procedures: 16.49-BA**

### **Subject: Dependent/Neglect and Unruly Child/Youth's Placement in Detention**

Supersedes: DCS 16.49-BA, 01/01/01

**Local Policy: No**  
**Local Procedures: No**  
**Training Required: No**

Approved by:

Effective date: 01/01/02

Revision date: 12/01/03

### **Application**

To All Department of Children's Services Foster Parents, Program Operations Assistant Commissioners, Regional Administrators, Team Coordinators, Team Leaders, and Case Managers

**Authority:** TCA 37-5-106

### **Policy**

A child/youth placed in the physical or legal custody of the Department of Children's Services with an adjudication of dependent/neglect or unruly shall **not** be placed, by DCS or with the knowledge of DCS, in a jail, correctional facility or detention center unless a child/youth has been charged with a detainable delinquent offense or unless otherwise placed or ordered by a court.

### **Procedures**

#### **A. Response to notice of a child/youth in detention**

1. Upon notice that a child/youth, in either the physical or legal custody of DCS, has been placed in a jail, correctional facility, or detention center, the assigned Case Manager shall immediately determine the child/youth's current adjudication status.
2. If it is determined that the child/youth is in DCS custody as a result of a dependent/neglect or unruly adjudication, the Case Manager shall immediately determine if detainable delinquent charges have been filed against the child/youth or if there is a court order placing the child/youth in the

facility.

3. In those situations where it is determined that there are no detainable charges against the child/youth and that there is no court order placing the child/youth in the jail, correctional facility, or detention center, the Case Manager shall make arrangements for the child/youth to be removed from the facility and that the child/youth be placed in an appropriate foster care placement.

## **Forms**

None

## **Collateral Documents**

*None*

## **Standards**

None

<b>This is a Brian A. Policy and May Not Be Changed Without Prior Authorization</b>
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